MEMO

DATE:

September 2, 2004

TO:

Transportation and Communications Committee

FROM:

Charlotte Pienkos, Government Affairs Analyst

Phone: (213) 236-1811 E-Mail: eckelbec@scag.ca.gov

SUBJECT:

State Legislative Matrix

SUMMARY:

Attached to this memorandum are the bills and constitutional amendments of interest to the Transportation and Communications Committee.

With the passage of a state budget, committees have again taken up work on legislation and the legislative session is quickly reaching its end. As of this writing on August 12th, fiscal committees have one more day to hear bills. As of the 16th, bills may only be heard on the floor through the 31st, which is the last day for each house to pass bills. Recess begins upon adjournment. From August 31st through September 30th, the Governor may sign or veto bills passed and in his possession by September 1st. Consequently, we will know at the September 2nd meeting of the committee which bills passed, although we will not know what bills may yet be vetoed.

CAP#98918



Private file: Transit

CA AB 1320

AUTHOR:

Dutra (D)

TITLE:

Transit Village Plan: Design

FISCAL COMMITTEE: URGENCY CLAUSE:

no no

INTRODUCED:

02/21/2003 05/19/2004

ENACTED: LOCATION: CHAPTER:

Chaptered 1320

SUMMARY:

Relates to the Transit Village Development Planning Act. Requires the transit village plan to include all land within not less than 1/4 mile of the exterior boundary of the parcel on which is located a transit station that would be defined by this legislation to mean a rail station, ferry terminal, bus hub, or bus transfer station. Requires the plan to include any 5 of the specified demonstrable public benefits.

STATUS:

05/20/2004

Chaptered by Secretary of State. Chapter No. 1320

Subject:

HS-Rail, Housing, Transit

CA SB 1759

AUTHOR:

Denham (R)

TITLE: FISCAL COMMITTEE: Transportation: Finance

URGENCY CLAUSE:

yes no

INTRODUCED:

02/20/2004

LAST AMEND:

04/01/2004 Senate Transportation Committee

LOCATION: SUMMARY:

Deletes the requirement that money deposited in the State Highway Account in the State Transportation Fund that is not subject to constitutional requirements to be used for any transportation purpose be transferred to the Public Transportation Account in the State Transportation Fund. Includes money derived from the sale of buildings and other real property within the description of items not subject to constitutional requirements.

STATUS:

04/27/2004

In SENATE Committee on TRANSPORTATION: Failed passage.

04/27/2004

In SENATE Committee on TRANSPORTATION: Reconsideration granted.

Position:

CALCOG-Sup

Private file: Transportation

CA AB 204

AUTHOR:

Nation (D)

TITLE:

Motor Vehicles: Environmental Impacts

FISCAL COMMITTEE: URGENCY CLAUSE:

yes no

INTRODUCED:

01/28/2003

LAST AMEND:

01/22/2004

LOCATION:

Senate Transportation Committee

SUMMARY:

Establishes a new subaccount, the Motor Vehicle Mitigation subaccount, within the San Francisco Bay Area Conservancy Program account. Authorizes the conservancy to request the Department of Motor Vehicles to collect a fee upon the registration or renewal of a motor vehicle in certain counties. Requires the use of funds for projects and grants in those counties that prevent, reduce, remediate or mitigate the adverse impacts of motor vehicles.

STATUS:

06/29/2004

In SENATE Committee on TRANSPORTATION: Failed passage.

06/29/2004

In SENATE Committee on TRANSPORTATION: Reconsideration granted.

Environment, Revenue/Bond, Transport

CA AB 775

AUTHOR:

Subject:

Parra (D)

TITLE:

Highways: Federal Funding of Safety Projects

FISCAL COMMITTEE:

yes

URGENCY CLAUSE: INTRODUCED:

02/19/2003

LAST AMEND:

05/24/2004

LOCATION:

Senate Transportation Committee

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SUMMARY:

Changes the repeal date after which time the federal transportation funds received by the State would be spent for highway purposes other than projects for bicycle and pedestrian safety and traffic calming measures in high-hazard areas. Extends the operation of provisions requiring the Department of Transportation to establish and administer a Safe Routes to School construction program and to use federal funds therefor.

STATUS:

05/24/2004 From SENATE Committee on TRANSPORTATION with author's

amendments.

05/24/2004 In SENATE. Read second time and amended. Re-referred to Committee

on TRANSPORTATION.

Position: CSAC-Pending

CA AB 1663

AUTHOR: Dutra (D)

TITLE: Vehicle Additional Registration Fees

FISCAL COMMITTEE: yes URGENCY CLAUSE: no

INTRODUCED: 02/21/2003 LAST AMEND: 07/01/2004

FILE: 137

LOCATION: Assembly Unfinished Business - Concurrence in Senate Amendments

SUMMARY:

Relates to the additional fees charged on all commercial motor vehicles for vehicle registration used for vehicle theft crime programs, to extend the repeal date for such fees. Requires each participating county to issue a fiscal year-end report to the Controller, summarizing certain matters. Provides if a county fails to submit the report, the authority to collect the fee would be suspended. Requires the review of such reports to determine if the fee revenues are being utilized as required.

STATUS:

08/09/2004 In SENATE. Read third time. Passed SENATE. *****TO ASSEMBLY for

concurrence.

Position: League-Sup

CA AB 2024

AUTHOR: Bermudez (D)

TITLE: Ports: Transportation Network

FISCAL COMMITTEE: yes urgency clause: no

INTRODUCED: 02/13/2004 LAST AMEND: 07/28/2004

FILE: 187

LOCATION: Senate Third Reading File

SUMMARY:

Requires the ports of Los Angeles and Long Beach to evaluate changes in goods movement network to gauge adherence by these ports to certain state goals relative to utilization of and congestion at ports and to collect statistics regarding compliance with federal, state and local efforts to achieve certain related objectives and to report to the Business, Transportation and Housing Agency, the Office of Goods Movement and the legislative committees on transportation.

STATUS:

08/09/2004 In SENATE. Read second time. To third reading.

NOTES: Bermudez Staff: Paul Gonsalves (916) 319-2056

COMMENTARY:

Similar to AB 2041 (Lowenthal).

CA AB 2032

AUTHOR: Dutra (D)

TITLE: HOT Lanes: Demonstration Projects

FISCAL COMMITTEE: yes urgency clause: no

INTRODUCED: 02/13/2004 LAST AMEND: 07/27/2004

FILE: 163

LOCATION: Senate Third Reading File

SUMMARY:

Authorizes the San Diego Association of Governments, the Sunol Smart Carpool Lane Joint Powers Authority, the Santa Clara Valley Transportation Authority and the Alameda County Congestion Management Agency to undertake value pricing programs involving various HOT

lanes under the jurisdiction of these sponsoring agencies. Requires a portion of the funding from tolls to be used for construction of high occupancy vehicle facilities and the improvement of transit services.

STATUS:

In SENATE. Read second time. To third reading. 08/09/2004

Position: CALCOG-Sup

CA AB 2041

AUTHOR: Lowenthal (D) TITLE: Ports: Congestion

FISCAL COMMITTEE: yes **URGENCY CLAUSE:** no

INTRODUCED: 02/17/2004 LAST AMEND: 05/06/2004

COMMITTEE: Senate Appropriations Committee

HEARING: 08/12/2004 8:30 am

SUMMARY:

Establishes the Port Congestion Management District governed by a board consisting of members appointed by, and serving indefinite terms at the pleasure of, the Secretary of Business, Transportation and Housing. Requires the board to establish a charge for the privilege of transporting cargo by commercial motor vehicle into or out of the Port of Los Angeles or the Port of Long Beach. Establishes a Port Congestion Management Fund. Requires certain reports from such ports.

STATUS: 08/04/2004

In SENATE Committee on APPROPRIATIONS: To Suspense File. NOTES:

Lowenthal Staff: Josh Tooker (916) 319-2054

COMMENTARY:

Similar to AB 2024 (Bermudez).

CA AB 2043

AUTHOR: Lowenthal (D)

TITLE: Maritime Port Strategic Master Plan Task Force

FISCAL COMMITTEE: URGENCY CLAUSE: no

INTRODUCED: 02/17/2004 LAST AMEND: 07/07/2004

FILE: 192

LOCATION: Assembly Unfinished Business - Concurrence in Senate Amendments

SUMMARY:

Requires the California Marine and Intermodel Transportation System Advisory Council to meet on an unspecified basis, hold public hearings, and compile data on certain issues relating to the growth and congestion of maritime ports. Requires the council to compile specified information and submit is findings to the Legislature on methods to better manage that growth and the environmental impact of moving goods through ports.

STATUS:

In SENATE. Read third time. Passed SENATE. *****To ASSEMBLY for 08/10/2004

concurrence.

NOTES: Lowenthal Staff: Josh Tooker (916) 319-2054

CA AB 2372

AUTHOR:

TITLE: State Transportation Improvement Program

FISCAL COMMITTEE: no **URGENCY CLAUSE:** no

INTRODUCED: 02/19/2004 LAST AMEND: 04/20/2004

LOCATION: Assembly Transportation Committee

SUMMARY:

Relates to the State Transportation Improvement Program. Requires a regional agency requesting a reserve of funds in a future county share period to identify the year in which a transportation capital improvement project will be programmed.

STATUS:

04/26/2004 In ASSEMBLY Committee on TRANSPORTATION: Not heard.

NOTES: Correa Staff: John Scribner (916) 319-2069

COMMENTARY:

Sponsored by OCTA; opposed by VCTC.

CA AB 2456

AUTHOR: Spitzer (R)

TITLE: Regional Transportation Improvement Programs

FISCAL COMMITTEE: yes urgency clause: no

INTRODUCED: 02/19/2004 LAST AMEND: 05/04/2004

LOCATION: Assembly Appropriations Committee

SUMMARY:

Authorizes a transportation planning agency or county transportation commission to request and receive an portion of it s regional improvement fund expenditures for the purpose of project planning, programming and monitoring, such entities not receiving federal metropolitan planning funds may request and receive a larger portion for those expenditures. Provides the amount of funds that may be requested and received for project development and delivery.

STATUS:

05/19/2004 In ASSEMBLY Committee on APPROPRIATIONS: Heard, remains in

Committee.

NOTES: Spitzer Staff: Dane Wadle (pron. Wadley) (916) 319-2071

COMMENTARY:

Sponsored by OCTA; spot bill.

CA AB 2628 AUTHOR: Pavley (D)

TITLE: Vehicles: Preferential Lanes

FISCAL COMMITTEE: yes urgency clause: no

INTRODUCED: 02/20/2004 LAST AMEND: 07/15/2004

COMMITTEE: Senate Appropriations Committee

HEARING: 08/12/2004 8:30 am

SUMMARY:

Includes a 2004 model year ultra-low emission vehicle and a hybrid vehicle that meets the State's advanced technology partial zero-emission vehicle standard for criteria pollutant emissions and has a 45 miles per gallon or greater fuel economy highway rating and a hybrid vehicle that was produced during the 2004 model year or earlier and has a 45 miles per gallon or greater fuel highway rating and ultra- and super ultra-low emission vehicles to list of vehicle using HOV lanes.

STATUS:

08/04/2004 In SENATE Committee on APPROPRIATIONS: To Suspense File.

Position: CALCOG-Opp

CA AB 2847 AUTHOR: Oropeza (D)

TITLE: Gasoline and Motor Vehicle Diesel Fuel Fee

FISCAL COMMITTEE: yes URGENCY CLAUSE: yes

INTRODUCED: 02/20/2004 LAST AMEND: 04/27/2004

LOCATION: Assembly Appropriations Committee

SUMMARY:

Imposes a fee of an unspecified amount on each gallon of gasoline subject to the Motor Vehicle Fuel License Tax Law and each gallon of motor vehicle diesel fuel subject to the Diesel Fuel Tax Law. Provides the revenues from the fee would be deposited in the Highway Fee Fund created by the bill. Requires revenues from the fee to be used only to finance the maintenance, operation and improvement of the state highway and local street and road system.

STATUS:

05/19/2004 In ASSEMBLY Committee on APPROPRIATIONS: To Suspense File. 05/19/2004 In ASSEMBLY Committee on APPROPRIATIONS: Heard, remains in

Committee.

NOTES: Oropeza Staff: Andrew Antwih (916) 319-2093

COMMENTARY:

Consistent with 2001 and 2004 RTP financing strategies in that it provides additional

transportation revenue within RTP planning horizon. **Position:** CALCOG-OppUnlesAmend

CA AB 2880 AUTHOR: Pavley (D)

TITLE: Vehicles: Registration: Fees: Increase

FISCAL COMMITTEE: yes

URGENCY CLAUSE: no 1/2

INTRODUCED: 02/20/2004 LAST AMEND: 07/15/2004

COMMITTEE: Senate Appropriations Committee

HEARING: 08/12/2004 8:30 am

SUMMARY:

Increases the motor vehicle registration surcharge that offsets the costs of the Carl Moyer Memorial Air Quality Standards Attainment Program for projects to reduce oxides of nitrogen from heavy-duty mobile sources and the Voluntary Accelerated Light-Duty Vehicle Retirement Program that provide incentives for the retirement of passenger motor vehicles. Requires the Sacramento Metropolitan Air Quality Management District to use the funds for air quality improvements. Relates to school buses.

STATUS:

08/04/2004 In SENATE Committee on APPROPRIATIONS: To Suspense File.

CA AB 3047

AUTHOR: Assembly Transportation Committee

TITLE: Transportation

FISCAL COMMITTEE: yes URGENCY CLAUSE: no

INTRODUCED: 03/01/2004 LAST AMEND: 07/15/2004

COMMITTEE: Senate Appropriations Committee

HEARING: 08/12/2004 8:30 am

SUMMARY:

Authorizes the Transportation Commission to relinquish portions of certain highways to specified local agencies. Revises projects supported by the toll surcharge on bay area toll bridges. Relates to the statement on a smog certificate upon the transfer of a motor vehicle. Relates to provisions governing the traffic violation point system. Relates to the provisions governing the fee for abatement of abandoned vehicles. Relates to placards and plates for disabled persons.

STATUS:

08/04/2004 In SENATE Committee on APPROPRIATIONS: To Suspense File.

CA AB 3048

AUTHOR: Oropeza (D)

TITLE: Transportation Financing: Alternate Methods

FISCAL COMMITTEE: no urgency clause: no

INTRODUCED: 03/01/2004 LAST AMEND: 06/22/2004

FILE: 71

LOCATION: Assembly Unfinished Business - Concurrence in Senate Amendments

SUMMARY:

States the intent of the Legislature to explore the use of alternative financing methods for transportation projects.

STATUS:

07/12/2004 In SENATE. Read third time. Passed SENATE. *****To ASSEMBLY for

concurrence.

CA ACA 21

AUTHOR: Bogh (R)

TITLE: Motor Vehicle Fuel Sales Tax Revenue

FISCAL COMMITTEE: no urgency clause: no

INTRODUCED: 01/07/2004

LOCATION: Assembly Transportation Committee

SUMMARY:

Provides for a State Constitutional Amendment that would change the vote requirement to 4/5 of the membership of each house of the Legislature in order to enact a statute suspending in whole or in part the transfer of motor vehicle fuel sales tax revenue from the General Fund to the Transportation Investment Fund.

STATUS:

06/21/2004 In ASSEMBLY Committee on TRANSPORTATION: Failed passage.

NOTES: Spitzer Staff: Dane Wadle (pron. Wadley) (916) 319-2071

COMMENTARY:

ACA 21 restricts reallocation of Proposition 42 transportation revenues but does not prohibit reallocation. 2004 RTP calls for amendment to prohibit reallocation.

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CA ACA 24 AUTHOR:

Dutra (D)

TITLE: Transportation Investment Fund: Loans

FISCAL COMMITTEE: yes urgency clause: no

INTRODUCED: 02/13/2004 LAST AMEND: 04/29/2004

LOCATION: Assembly Appropriations Committee

SUMMARY:

Proposes an amendment to the Constitution to authorize the Legislature to loan funds in the Transportation Investment Fund to the General Fund or any other state fund or account or to local agencies, under conditions that are similar to conditions applicable to loans of revenue already in the Constitution.

STATUS:

05/19/2004 In ASSEMBLY Committee on APPROPRIATIONS: To Suspense File. 05/19/2004 In ASSEMBLY Committee on APPROPRIATIONS: Heard, remains in

Committee.

NOTES: Dutra Staff: Mr. Chris Tapio (916) 319-2020

COMMENTARY:

Similar measure to SCA 7 (Murray), a measure supported by the RC in 2003 that requires the repayment of transportation funds loaned to the General Fund with interest. 2004 RTP calls for prohibition against reallocation of transportation revenues.

Position: CALCOG-Sup, CSAC-Sup

CA ACA 29 AUTHOR: Harman (R)

TITLE: Transportation Investment Fund

FISCAL COMMITTEE: NO URGENCY CLAUSE: NO

INTRODUCED: 03/11/2004

LOCATION: Assembly Appropriations Committee

SUMMARY:

Proposes a constitutional amendment that would delete the provision authorizing the Governor and the Legislature to suspend the transfer of revenues from the General Fund to the Transportation Investment Fund for a fiscal year during a fiscal emergency.

STATUS:

05/19/2004 In ASSEMBLY Committee on APPROPRIATIONS: To Suspense File. 05/19/2004 In ASSEMBLY Committee on APPROPRIATIONS: Heard, remains in

Committee.

COMMENTARY:

ACA 29 is consistent with the 2004 adopted RTP. **Position:** SCAG-Sup *04/15/2004*

CA SB 924 AUTHOR: Karnette (D)

TITLE: Global Gateways Development Council

FISCAL COMMITTEE: yes URGENCY CLAUSE: no

INTRODUCED: 02/21/2003 LAST AMEND: 06/24/2004

COMMITTEE: Assembly Appropriations Committee

HEARING: 08/12/2004 8:30 am

SUMMARY:

Establishes the Global Gateways Development Council in Business, Transportation and Housing Agency, to review and collect data and information concerning the needs of commercial transportation and to advise the Legislature, the agency, the Transportation Commission, and regional transportation planning agencies in that regard. Requires the council to report annually to the Governor on the condition of the State's goods movement transportation system.

STATUS:

08/04/2004 In ASSEMBLY Committee on APPROPRIATIONS: To Suspense File.

CA SB 1087 AUTHOR: Soto (D)

TITLE: Highways: Safe Routes To School Construction

FISCAL COMMITTEE: yes urgency clause: no

INTRODUCED: 01/05/2004 LAST AMEND: 06/24/2004

COMMITTEE: Assembly Appropriations Committee 4 4

HEARING: 08/12/2004 8:30 am

SUMMARY:

Extends the repeal date of projects for the improvement of highway safety and the reduction of traffic congestion. Extends the operation of the Safe Routes to School construction program.

STATUS:

08/04/2004 Position:

In ASSEMBLY Committee on APPROPRIATIONS: To Suspense File.

CSAC-Watch

CA SB 1210

AUTHOR:

Torlakson (D)

TITLE:

Transportation Financing: Alternate Methods

FISCAL COMMITTEE: URGENCY CLAUSE:

no

INTRODUCED: LAST AMEND:

02/10/2004 06/23/2004

FILE:

288

LOCATION:

Assembly Third Reading File

SUMMARY:

Authorizes the Department of Transportation to conduct a pilot project to let design-sequencing contracts for the design and construction of not more than 12 transportation projects, to be selected by the Director of Transportation.

STATUS:

06/29/2004

In ASSEMBLY. Read second time. To third reading.

CA SB 1507

AUTHOR:

Burton (D)

TITLE:

Transportation Financing

FISCAL COMMITTEE: URGENCY CLAUSE:

yes no

INTRODUCED:

02/19/2004

LAST AMEND:

04/14/2004

FILE: LOCATION: A-58 Assembly Inactive File

SUMMARY:

Relates to moneys in the State Highway Account and the State Transportation Fund pledged for issuing federal highway grant anticipation notes, defining of eligible project for purpose of accelerated construction by the State Transportation Commission, the prohibition of the State Treasurer from authorizing the issuance of notes related to federal transportation funds.

STATUS:

07/28/2004

In ASSEMBLY. From third reading. To Inactive File.

CA SB 1614

AUTHOR: TITLE:

Torlakson (D) Motor Vehicle Fuel License Taxes: Diesel Fuel Tax

FISCAL COMMITTEE: URGENCY CLAUSE:

yes no

INTRODUCED:

02/20/2004

LAST AMEND:

04/29/2004

LOCATION:

Senate Transportation Committee

SUMMARY:

Imposes a storage tax equal to the increase in tax on each gallon of tax paid on motor vehicle and diesel fuel, in storage. Provides that a portion of the amounts collected under the Motor Vehicle Fuel License Tax Law and the Diesel Fuel Tax Law are continuously appropriated for specified purposes.

STATUS:

05/04/2004

In SENATE Committee on TRANSPORTATION: Not heard.

NOTES: Torlakson Staff: Robert Oakes (916) 445-6083

COMMENTARY:

Similar to AB 2847 (Oropeza), which also imposes a gas fee. Consistent with adopted 2001 and 2004 RTP financing strategies in that it provides additional transportation revenues within the

planning horizon.

Position:

CALCOG-OppUnlesAmend, CSAC-Pending

CA SB 1759

AUTHOR:

Denham (R)

TITLE: **FISCAL COMMITTEE:** Transportation: Finance yes

URGENCY CLAUSE:

no

INTRODUCED:

02/20/2004

LAST AMEND:

04/01/2004

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LOCATION: SUMMARY:

Senate Transportation Committee

Deletes the requirement that money deposited in the State Highway Account in the State Transportation Fund that is not subject to constitutional requirements to be used for any transportation purpose be transferred to the Public Transportation Account in the State Transportation Fund. Includes money derived from the sale of buildings and other real property within the description of items not subject to constitutional requirements.

STATUS:

04/27/2004 In SENATE Committee on TRANSPORTATION: Failed passage.

04/27/2004 In SENATE Committee on TRANSPORTATION: Reconsideration granted.

Position: CALCOG-Sup

CA SB 1793 AUTHOR: McPherson (R)

TITLE: Public Contracts: Design-Build Contracting

FISCAL COMMITTEE: no urgency clause: no

INTRODUCED: 02/20/2004

LAST AMEND: 06/23/2004

FILE: 289

LOCATION: Assembly Third Reading File

SUMMARY:

Expresses the intent of the Legislature to explore the use of alternative methods of financing and delivering transportation projects in the state, including design build, design sequencing and various forms of private financing, including tolls.

STATUS:

06/29/2004 In ASSEMBLY. Read second time. To third reading.

CA SCA 2 AUTHOR: Torlakson (D)

TITLE: Local Government: Sales Taxes: Transportation

FISCAL COMMITTEE: no URGENCY CLAUSE: no

INTRODUCED: 12/02/2002 LAST AMEND: 02/20/2003

LOCATION: Senate Constitutional Amendments Committee

SUMMARY:

Authorizes a county, a city and county, a local transportation authority, or a regional transportation agency, with the approval of a majority of its voters voting on the proposition, to impose a special tax for the privilege of selling tangible personal property at retail that it is otherwise authorized to impose, if the tax is imposed exclusively to fund transportation projects and services and smart growth planning.

STATUS:

07/14/2004 In SENATE Committee on CONSTITUTIONAL AMENDMENTS: Not heard.

Position: CSAC-Opp, League-Opp, SCAG-SupIfAmend

CA SCA 7 AUTHOR: Murray (D)

TITLE: Loans of Transportation Revenues and Funds

FISCAL COMMITTEE: yes
URGENCY CLAUSE: no

INTRODUCED: 02/19/2003 LAST AMEND: 04/28/2003

LOCATION: Senate Appropriations Committee

SUMMARY:

Proposes a Constitutional amendment that requires any loan of motor vehicle fuel and vehicle-related revenues or trust funds that is not repaid within the same fiscal year in which the loan was made, or by a date not more than 30 days after the enactment date of the Budget Bill for the subsequent fiscal year, to be repaid with interest at a specified rate.

STATUS:

05/20/2004 In SENATE Committee on APPROPRIATIONS: Heard, remains in

Committee.

Position: CSAC-Sup, League-Sup, SCAG-Sup

CA SCA 11 AUTHOR: Alarcon (D)

TITLE: Local Government: Transactions and Use Taxes

URGENCY CLAUSE: no 1 6

INTRODUCED: 02/26/2003 LAST AMEND: 03/23/2004 FILE:

A-14

LOCATION: Senate Inactive File

SUMMARY:

Authorizes a local government authorized to incur indebtedness for infrastructure projects to incur, with the approval of 55% of its voters, indebtedness in the form of general obligation bonds to fund infrastructure projects, including construction of affordable housing for persons of very low, low, and moderate income, transportation enhancement activities, acquisitions of land for open-space use, and other infrastructure projects.

STATUS:

In SENATE. From third reading. To Inactive File. 08/09/2004

Position: CSAC-Pending, League-Sup

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